**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:  
Date: May 14, 2004 Name: John G. Rauch Signature: *John G. Rauch*

**BRINKS  
HOFFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Fred L. Starkey

Appln. No.: 09/758,668

Filed: January 11, 2001

For: METHOD AND APPARATUS FOR  
COMMUNICATION OF DATA IN A  
REMOTE TIRE MONITORING SYSTEM

Attorney Docket No: 1981/637

Examiner: D. Goins

Art Unit: 2632

Mail Stop Issue Fee  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- Checks for \$1360 and \$1330; Fee(s) Transmittal, in duplicate; Petition Under 37 CFR Section 1.78(a)(6);  
Comments on Statement of Reasons for Allowance
- Return Receipt Postcard

**Fee calculation:**

- No additional fee is required.
- Small Entity.
- An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_ -month extension of time under 37 C.F.R. § 1.136(a).
- A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_\_).
- An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Not a Small Entity
Total		Minus			x \$9=			x \$18=
Indep.		Minus			x 43=			x \$86=
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=
					Total	\$	Total	\$

**Fee payment:**

- A check in the amount of \$ \_\_\_\_\_ to cover the above-identified fee(s) is enclosed.
- Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.
- Payment by credit card in the amount of \$ \_\_\_\_\_ (Form PTO-2038 is attached).
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

*5/14/2004*  
Date

*John G. Rauch*  
John G. Rauch (Reg. No. 37,218)



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on May 14, 2004

Date of Deposit

John G. Rauch

Name of applicant, assignee or  
Registered Representative

John G. Rauch

Signature

5/14/2004

Date of Signature

Our Case No. 1981/637

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Fred L. Starkey )  
Serial No. 09/758,668 ) Examiner D. Goins  
Filing Date: January 11, 2001 ) Group Art Unit No. 2632  
For METHOD AND APPARATUS FOR )  
COMMUNICATION OF DATA IN A )  
REMOTE TIRE MONITORING )  
SYSTEM )

## COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

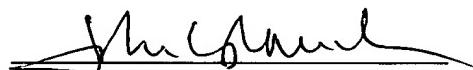
In response to the Notice of Allowance dated February 24, 2004, Applicant has interpreted the Examiner's Statement of Reasons for Allowance as a list or partial recitation of specific elements of some independent claims that distinguish these claims from the applied references. Applicant submits that this list or partial recitation represents a paraphrase of these claims and that the claims themselves define the scope of the invention. The Statement of Reasons for Allowance further describes an aspect of the limitation "previously identified"

Application no. 09/758,668  
Amendment dated: May 14, 2004  
Reply to office action dated: February 24, 2004

which is present in only some claims of the application. Applicant submits that this limitation is defined by the entire file history of the application and is not limited to the description provided by the Examiner's Statement of Reasons for Allowance.

Additionally, other reasons for allowance apply with respect to independent claims 1, 5, 13, 16, 19, 21 and 23. Accordingly, Applicant does not acquiesce to the reasons for allowance stated by the Examiner.

Respectfully submitted,



John G. Rauch  
Registration No. 37,218  
Attorney for Applicant

May 14, 2004  
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